

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO
WRIT PETITION Nos. 7850 and 8047 of 1993

1.WRIT PETITIN No.7850 of 1993

Between:

D.Suresh Kumar,,
S/o.Krishnamurthy, Hindu,
28 years, Proprietor,
Lakshmi Distributors,
Secunderabad.

.....
PETITIONER

AND

1. The Chief Rationing Officer,
S.P.Road, Secunderabad.
2. The State rep. By the Dy. Inspector,
General of police, Vigilance Cell,
Civil Supplies ;Wing, Somajiguda,
Hyderabad.
3. Textiles Commissioner, Bombay

.....**RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more especially one in the nature of Writ of Certiorari calling for the records relating to the proceedings of the 1st respondent dated 29-04-1993 in Case No.17 of 1992, Cr.No.25/VC/City/92 and quash the same as illegal, arbitrary and without jurisdiction.

2.WRIT PETITION No.8047 of 1993

Between:

D,Venugopal,
S/o.Krishnamurthy, Hindu,
38 years, Managing Partner of M/s.Vaibhav,
Koti, R/o.5-9-24/70, Lakehil Road,
Shapoorwadi, Hyderabad.

.....
PETITIONER

AND

1. The Chief Rationing Officer,
S.P.Road, Secunderabad.
 2. The State rep. By the Dy. Inspector,
General of police, Vigilance Cell,
Civil Supplies ;Wing, Somajiguda,
Hyderabad.
 3. The Textiles Commissioner, Bombay
- (RR1 and 2 dismissed for default vide Court order dated 28-04-1999)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more especially one in the nature of Writ of Certiorari calling for the records relating to the proceedings of the 1st respondent dated 29-04-1993 in Case No.17 of 1992, Cr.No.25/VC/City/92 and quash the same as illegal, arbitrary and without jurisdiction.

**Counsel for the Petitioners in both cases
:MR.K.V.SATYANARAYANA**

**For the Respondent Nos.1&2 in both cases : The GP FOR CIVIL
SUPPLIES**

For the Respondent No.3 : None appeared.

The Court Made the Following :

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NOS : 7850 & 8047 of 1993

COMMON ORAL ORDER:

Having regard to the finding that the impugned orders are appealable under Section 6 (e) of the Essential Commodities Act, 1955, we do not find any justification to allow the Writ Petition.

Accordingly, both the Writ Petitions are dismissed with a liberty to the petitioners to file an appeal within a period of two months from today. No costs.

kvr/stv

25th June, 2004

To

1. The Chief Rationing Officer,
S.P.Road, Secunderabad.
2. The State rep. By the Dy. Inspector,
General of police, Vigilance Cell,
Civil Supplies ;Wing, Somajiguda,
Hyderabad.
3. Textiles Commissioner, Bombay
4. Two C.Cs to the Government Pleader for Civil
Supplies, High Court of A.P. Buildings, High
Court of A.P., Hyderabad.(O.U.T)
5. Two C.D copies.